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JUL 20 2004

\$10
\$10

PTO/SB/61 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

OFFICE OF PENDING

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

First Named Inventor: Meir Ibguy
Application Number: 10/002,888
Filed: January 30, 2002
Title: Device for distributing antibacterial spray
in a human shoe
Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Art Unit: 3728

Examiner: Stashick, Anthony D

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9382.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

Small entity – fee \$ 55 (37 CFR 1.17(l)). Applicant claims small entity status.
See 37 CFR 1.27.

Other than small entity – fee \$ _____ (37 CFR 1.17(l)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of
_____ (identify the type of reply):

has been filed previously on _____

is enclosed herewith. 07/16/2004 SSESHE1 00000046 10002888

B. The issue fee of \$ _____ 01 FC:2452 55.00 OP

has been filed previously on _____

is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

07-04-04

Date

Meir Ibguy

Signature

917-412-4907

Telephone Number

Meir Ibguy

Typed or printed name

632 Kings HWY, apt. 3C

Address

Brooklyn, NY, 11223

Address

Registration Number, if applicable

Enclosure Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unavoidable delay

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

07-12-04

Date

Meir Ibguy

Signature

Meir Ibguy

Typed or printed name of person signing certificate

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

07.04.04

Date

Meir Tbguy

Signature

Registration Number, if applicable

Meir Tbguy

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

(Please attach additional sheets if additional space is needed.)

TO WHOM IT MAY CONCERN:

July 4, 2004

I am a mailman who works at the Gravesend Station Post-Office located at 344 Avenue U, Brooklyn, NY 11223 and who delivers mail to 632 KingsHWY. I took a vacation on December 2002. Besides the residential apartments there are different organizations in this building. That makes confusing to identify the correct recipient of the mail especially for the mailman who is new at this position.

To my knowledge the person who was replacing me at that time didn't deliver the mail to the proper addresses in the above-mentioned building. The residents of that building and Mr. Meir Ibguy among them complained about it. The confirmation number of the complaint made in the main post-office of East Cost located in Virginia is: # 15716957

Sincerely: the mailman -

Howard Moskowitz
Howard Moskowitz



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JUL 20 2004

OFFICE OF PETITIONS

CERTIFICATE OF MAILING

I hereby certifi that this correspondence, and attachments, if any, will be deposited with the United States Postal Service by First Class Mail, postage prepaid, in an envelope addressed to : The Commissioner of Patents and Trademarks, Washington, D.C. 20231, on 07-12-2004

Name of applicant, assignee, or Representative

Inventor: meir - IBGUY

Signature Meir IBGUY

Date July 4-2004

Responsive TO: FIRST office action

S.N: 10/002,888

Art Unit: 3728

EXAMINER: STASHICK, ANTHONY D.



Meir Ibguy
2 KingsHWY, apt. 3C
Brooklyn, NY, 11223
T: 718-627-4166
T: 917-412-4907

RECEIVED

April 8, 2004

JUL 20 2004

OFFICE OF PETITIONS

Application Number: 10/002,888
GRP ART UNIT: - 3728
Filing/Receipt Date: 12.05.2001

Commissioner of Patents:

PETITION TO REVIVE THE APPLICATION

My invention: "A device for distributing antibacterial spray in a human shoe" was filed in Patent and Trademark Office on 12.05.2001. Since then I've never got the result from the examiner. When I got suspicious about it I called United States Patent and Trademark Office on April 8, 2004. They told me that two notices: rejection of the claims and abandonment were sent to my address. But the fact is that I have never got them.

There are other stores and private organizations located on the first floor of my building. It happens sometimes that the mailman makes mistake and brings my letters to other people in the mentioned organizations. I believe that it happened so this time also.

So, please, take this into your consideration and revive my application as soon as possible.

With Respect, Meir Ibguy



TO WHOM IT MAY CONCERN.

July 4, 2004

I am a mailman who works at the Gravesend Station Post-Office located at 344 Avenue U, Brooklyn, NY 11223 and who delivers mail to 632 KingsHWY. I took a vacation on December 2002. Besides the residential apartments there are different organizations in this building. That makes confusing to identify the correct recipient of the mail especially for the mailman who is new at this position.

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Sincerely: the mailman -